



**HOUSING AUTHORITY
of the County of Los Angeles**

Administrative Office

2 Coral Circle • Monterey Park, CA 91755
323.890.7001 • TTY: 323.838.7449 • www.lacdc.org



**Gloria Molina
Mark Ridley-Thomas
Zev Yaroslavsky
Don Knabe
Michael D. Antonovich**
Commissioners

Sean Rogan
Executive Director

August 4, 2009

Honorable Board of Commissioners
Community Development Commission of the
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

Honorable Board of Commissioners
Housing Authority of the
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, California 90012

Dear Commissioners:

**APPROVE FINAL PAYMENT FOR THE U.S. DEPARTMENT OF HOUSING AND
URBAN DEVELOPMENT'S OFFICE OF INSPECTOR GENERAL AUDIT OF THE
SECTION 8 HOUSING CHOICE VOUCHER PROGRAM (ALL DISTRICTS) (3 VOTE)**

SUBJECT

This letter recommends approval of a revised resolution for the Section 8 Housing Choice Voucher Program to pay the final balance using Community Development Commission (Commission) general fund reserves. This will close out Recommendation 1M of the U.S. Department of Housing and Urban Development's (HUD) Tenant Eligibility and Annual Reexaminations audit of the Housing Authority's Housing Choice Voucher Program.

**IT IS RECOMMENDED THAT THE BOARD OF COMMISSIONERS OF THE
COMMUNITY DEVELOPMENT COMMISSION:**

1. Find that the payment to the U.S. Department of Housing and Urban Development (HUD) is not subject to the provisions of the

ADOPTED

BOARD OF COMMISSIONERS
HOUSING AUTHORITY

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AUGUST 4, 2009

SACHI A. HAMAI
EXECUTIVE OFFICER

California Environment Quality Act (CEQA) because the activity is not defined as a project under CEQA.

2. Approve the payment of \$833,333.34, using Commission general fund reserves, to HUD, as required by HUD's final audit report of the Housing Authority's Section 8 Housing Choice Voucher Program.
3. Instruct the Executive Director to take all actions required to finalize payment.

IT IS RECOMMENDED THAT THE BOARD OF COMMISSIONERS OF THE HOUSING AUTHORITY:

1. Find that the adoption of a revised resolution for the Housing Choice Voucher Program is not subject to the provisions of the California Environment Quality Act (CEQA) because the activity is not defined as a project under CEQA.
2. Adopt and instruct the Chairman to sign a revised resolution approving the lump sum repayment of \$833,333.34 to HUD in order to close out HUD's final audit report of the Housing Authority's Section 8 Housing Choice Voucher Program.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of this action is to pay HUD the balance owed to close out Recommendation 1M of the HUD Office of Inspector General (OIG) Audit Report Number 2008-LA-1007 on Tenant Eligibility and Annual Reexaminations for Fiscal Year 2004-2005 and Fiscal Year 2005-2006.

FISCAL IMPACT/FINANCING

There is no impact on the County general fund.

The Housing Authority previously negotiated a repayment agreement with HUD to pay the total of \$1,000,000 over a three-year period. Thus far, two quarterly payments, each in the amount of \$83,333.33, for April 2009 and July 2009, have been paid. In order to close out the audit finding, we will be using Commission general funds to pay the balance in full to HUD. The attached revised resolution will authorize the Housing Authority to pay the remaining balance of \$833,333.34 in one lump sum payment by August 31, 2009.

administrative fees for FY 2004-2005 and FY 2005-2006 for the Section 8 Program. In a letter dated October 23, 2008, HUD agreed to reduce the repayment amount to \$1,000,000, after an appeal by the Housing Authority, with a target repayment date of November 30, 2008.

On April 7, 2009, the Housing Authority received Board approval to enter into a repayment agreement with HUD to pay the \$1,000,000 over a three-year period. However, HUD will not officially close the audit finding until the balance is paid in full. This lump sum payment will close out the audit.

On July 22, 2009, the Housing Commission recommended approval of the revised resolution.

ENVIRONMENTAL DOCUMENTATION

This activity is exempt from the provisions of the National Environmental Policy Act pursuant to 24 Code of Federal Regulations, Part 58, Section 58.34 (a)(3), because it involves an administrative activity that will not have a physical impact on or result in any physical changes to the environment. The activity is also not subject to the provisions of CEQA pursuant to State CEQA Guidelines 15060(c)(3) and 15378, because it is not defined as a project under CEQA and does not have the potential for causing a significant effect on the environment.

IMPACT ON CURRENT PROGRAM

Approval of the attached revised resolution will satisfy Recommendation 1M of the HUD OIG Audit Report Number 2008-LA-1007 on Tenant Eligibility and Annual Reexaminations.

Respectfully submitted,



SEAN ROGAN
Executive Director

cc: Chief Executive Officer
Acting County Counsel
Executive Officer, Board of Supervisors

Attachment

REVISED RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE HOUSING
AUTHORITY OF THE COUNTY OF LOS ANGELES TO ISSUE FINAL PAYMENT FOR
THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT OFFICE OF
INSPECTOR GENERAL AUDIT - REPORT NUMBER 2008-LA-1007
RECOMMENDATION 1M

WHEREAS, the U.S. Department of Housing and Urban Development (HUD) Office of Inspector General (OIG) conducted an Audit on Tenant Eligibility and Annual Reexaminations for the Housing Authority's Housing Choice Voucher Program for fiscal year 2005 and fiscal year 2006;

WHEREAS, HUD made recommendations to the Housing Authority in their final subject audit report dated February 8, 2008 based on their finding that "The Authority Did Not Perform Annual Reexaminations in Accordance with HUD Rules and Regulations";

WHEREAS, Recommendation 1M of the final audit report stipulates that the Housing Authority will be required to reimburse HUD \$1,000,000 in administrative fees for fiscal years 2005 and 2006;

WHEREAS, the Housing Authority finalized a repayment agreement with HUD, with an initial payment due April 30, 2009 and a subsequent payment made July 31, 2009;

NOW, THEREFORE, the Board of Commissioners of the Housing Authority of the County of Los Angeles hereby resolves as follows:

1. The Housing Authority shall submit to HUD a final payment in the amount of \$833,333.34 due on, or before, August 31, 2009.

APPROVED AND ADOPTED by the Board of Commissioners of the Housing Authority of the County of Los Angeles on this 4th day of August, 2009.

ATTEST:

SACHI A. HAMAI
Executive Officer-Clerk of
the Board of Commissioners

By: Lachelle Smitherman
Deputy

By: Don Krabe
Chairman, Board of Commissioners

APPROVED AS TO FORM:
ROBERT E. KALUNIAN
Acting County Counsel

By: [Signature]
Deputy



FILED
AUG 11 2009
CLERK OF THE BOARD OF COMMISSIONERS